

UNITED STATES COURT OF APPEALS FOR THE FIRST CIRCUIT

Case name Fishman Haygood Phelps Walmsley, Willis & Swanson, LLP, et al. v. State Street Corporation, et al.
 District Court Case No. 1:09-CV-10533-PBS District of Massachusetts
 Date Notice of Appeal filed 04/23/10 Court of Appeals Case No. 10-1513
 Form filed on behalf of Fishman Haygood Phelps Walmsley, Willis & Swanson, LLP

TRANSCRIPT REPORT

Transcript Not Necessary for this Appeal _____

Transcript Already Filed in District Court. List each transcript by docket entry number and date and type of proceeding (attach separate page if necessary) _____

U.S. DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
IN CIRCUIT COURT OF APPEALS
FILED
MAY 12, 2010
U.S. ATTORNEY'S OFFICE

TRANSCRIPT ORDER

Name of Court Reporter Lee MarzilliPhone Number of Reporter (617) 345-6787

A. This constitutes an order of the transcript of the following proceedings [check appropriate box(es) and indicate dates of hearing(s)]:

PROCEEDING(S)	HEARING DATE(S)
<input type="checkbox"/> Jury Voir Dire	_____
<input type="checkbox"/> Opening Statement (plaintiff)	_____
<input type="checkbox"/> Opening Statement (defendant)	_____
<input type="checkbox"/> Trial	_____
<input type="checkbox"/> Closing Argument (plaintiff)	_____
<input type="checkbox"/> Closing Argument (defendant)	_____
<input type="checkbox"/> Findings of Fact/Conclusions of Law	_____
<input type="checkbox"/> Jury Instructions	_____
<input type="checkbox"/> Change of Plea	_____
<input type="checkbox"/> Sentencing	_____
<input type="checkbox"/> Bail hearing	_____
<input type="checkbox"/> Pretrial proceedings (specify) _____	_____
<input type="checkbox"/> Testimony (specify) _____	_____
<input checked="" type="checkbox"/> Other (specify) <u>Motion to Dismiss</u>	<u>October 14, 2009</u>

NOTE: Any form that fails to specify in adequate detail those proceedings to be transcribed will be considered deficient.

B. I certify that I have contacted the court reporter and the following financial arrangements for payment of the transcript have been made:

- Private funds.
- Government expense (civil case). IFP status has been granted and a motion for transcript at government expense has been allowed. (Attach a copy of the order to each copy of this order form.)
- Criminal Justice Act. A CJA Form 24 has been approved by the district court judge.
- Criminal Justice Act. A CJA Form 24 is attached for authorization by the court of appeals.
- Federal Public Defender/Government Counsel - no CJA Form 24 necessary.

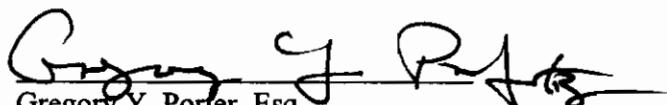
Filer's name Gregory Y. PorterFiler's Signature Firm/Address Bailey & Glasser, 910 17th St., NW, Washington, DC 20006Filer's Email address gporter@baileyglasser.comTelephone number (202) 463-2101Date mailed to court reporter May 12, 2010

(Court Reporter Use ONLY) Date received _____

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on May 12, 2010, a copy of the **Transcript Order Form** was served via first class U. S. mail, postage prepaid, on the following:

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